

# **EDMONDS CITY COUNCIL APPROVED MINUTES**

## **December 2, 2014**

The Edmonds City Council meeting was called to order at 7:00 p.m. by Mayor Pro Tem Buckshnis in the Council Chambers, 250 5<sup>th</sup> Avenue North, Edmonds.

### **ELECTED OFFICIALS PRESENT**

Diane Buckshnis, Mayor Pro Tem  
Kristiana Johnson, Council President Pro Tem  
Lora Petso, Councilmember  
Joan Bloom, Councilmember  
Adrienne Fraley-Monillas, Councilmember  
Thomas Mesaros, Councilmember

### **ELECTED OFFICIALS ABSENT**

Dave Earling, Mayor  
Strom Peterson, Councilmember

### **STAFF PRESENT**

Phil Williams, Public Works Director  
Scott James, Finance Director  
Shane Hope, Development Services Director  
Carrie Hite, Parks & Recreation Director  
Jerry Shuster, Stormwater Eng. Program Mgr.  
Jeff Taraday, City Attorney  
Scott Passey, City Clerk  
Jerrie Bevington, Camera Operator.  
Jeannie Dines, Recorder

### **ALSO PRESENT**

Noushyal Eslami, Student Representative

### **1. ROLL CALL**

City Clerk Scott Passey called the roll. All elected officials were present with the exception of Councilmember Peterson and Mayor Earling.

**MAYOR PRO TEM BUCKSHNIS MOVED, SECONDED BY COUNCILMEMBER MESAROS, TO EXCUSE COUNCILMEMBER PETERSON. MOTION CARRIED UNANIMOUSLY.**

### **2. APPROVAL OF AGENDA**

**COUNCILMEMBER BLOOM MOVED, SECONDED BY COUNCILMEMBER PETSO, TO ADD DISCUSSION OF WORK SESSIONS AS AGENDA ITEM 9. MOTION CARRIED UNANIMOUSLY.**

**COUNCILMEMBER MESAROS MOVED, SECONDED BY COUNCIL PRESIDENT PRO TEM JOHNSON, TO APPROVE THE AGENDA IN CONTENT AND ORDER AS AMENDED. MOTION CARRIED UNANIMOUSLY.**

### **3. APPROVAL OF CONSENT AGENDA ITEMS**

Councilmember Petso requested Item E be removed from the Consent Agenda and Councilmember Bloom requested Item D be removed.

**COUNCILMEMBER PETSO MOVED, SECONDED BY COUNCIL PRESIDENT PRO TEM JOHNSON, TO APPROVE THE REMAINDER OF THE CONSENT AGENDA. MOTION CARRIED UNANIMOUSLY. The agenda items approved are as follows:**

- A. APPROVAL OF CLAIM CHECKS #211671 THROUGH #211743 DATED NOVEMBER 25, 2014 FOR \$752,107.88 (REPLACEMENT CHECKS #211671 \$200.00 AND #211710 \$275.70)
- B. ACKNOWLEDGE RECEIPT OF A CLAIM FOR DAMAGES FROM KONSTANTINE TSOURDINIS (\$638.94)
- C. AUTHORIZATION FOR THE MAYOR TO SIGN THE AGREEMENT TO PROVIDE SWIM LESSONS TO THIRD GRADE STUDENTS
- F. INTERLOCAL AGREEMENT FOR JAIL SERVICES WITH THE CITY OF LYNNWOOD

**ITEM D: AUTHORIZATION TO EXECUTE PROFESSIONAL SERVICES AGREEMENT FOR THE DEVELOPMENT CODE MAJOR UPDATE**

Councilmember Bloom asked whether this was in compliance with Ordinance 3303 Exhibit A, the Purchasing Policy. City Attorney Jeff Taraday was not certain what Ordinance 3303 was. He explained this is a contract for services. The purchasing policy authorizes the Mayor to execute contracts for goods and services under \$100,000; contracts over \$100,000 require Council approval. Councilmember Bloom asked whether this was subject to bid. Mr. Taraday answered it is not that kind of a contract; a service contracts follow a different process than a construction contract.

Councilmember Bloom explained she pulled this item from the Consent Agenda for several reasons; first, she wanted to confirm the correct process was followed and was basing her understanding on Ordinance 3303. Mr. Taraday suggested asking the staff about the process they followed. Development Services Director Shane Hope described the process: professional service agreements under \$100,000 and within the budget can proceed without Council approval; over \$100,000 require Council approval. There is no requirement for bids because there is no bid process. Following an RFQ process, the best candidate is selected; all submittals are typically not provided to Council. Councilmember Bloom requested a code reference with regard to the process.

Councilmember Bloom explained another reason she pulled this item was her request to include \$300,000 in the budget to complete the Development Code rewrite. She suggested addressing this agreement in conjunction with that request during the budget discussion next week. If the Council is supportive of \$300,000 for a full rewrite, consideration could be given to combining the contracts or proceeding in a phased manner.

Councilmember Petso asked if there was any problem with delaying this decision 1-2 weeks to allow it to be discussed with budget. Ms. Hope answered it would delay starting the code rewrite. Mr. Taraday explained he was quite confident no State law applied to the award of a professional service contract for this type for service. There is a State law regarding the hiring architectural and engineering services; even in that instance staff selects the most qualified firm and negotiates a contract. If Councilmember Bloom's concern was with the process, he found it highly unlikely there was a process reason to hold up approval of this contract. Councilmember Bloom assured that was not her only concern; she wanted to ensure the appropriate process was followed but she was also concerned this agreement was on the Consent Agenda and wanted to discuss that issue during the discussion regarding work sessions. Typically this type of agreement would have been reviewed by a Council committee. Her bigger concern was considering this agreement as part of the Council's consideration of \$300,000 for the complete code rewrite in addition to the \$115,000.

Councilmember Petso asked whether this was a decision package in the budget. Ms. Hope answered the decision package is to carry forward \$85,000 of the \$110,000.

**COUNCILMEMBER PETSO MOVED, SECONDED BY COUNCILMEMBER BLOOM, TO BRING THIS ITEM BACK WITH THE BUDGET.**

If the Council made a decision to add funds to the budget for the code rewrite, Councilmember Mesaros observed this agreement would not interfere with that but would expedite it. Ms. Hope agreed, advising this could be done and another set of codes could be addressed with additional funds. Councilmember Mesaros observed the code rewrite needed to start somewhere; this agreement would allow it to start now using the available funds and additional resources could be added during the budget discussions. Ms. Hope agreed.

Councilmember Petso observed there could be a problem if the Council authorized this agreement and did not adopt the decision package. Ms. Hope explained staff would then request a budget amendment.

Mayor Pro Tem Buckshnis commented this is a routine thing, it is just a carry-forward which is the reason it was on the Consent Agenda. This simply continues the process that was started two years ago. This agreement has no impact on any additional funds for the code rewrite; that could be a separate decision as part of the budget.

Councilmember Bloom relayed her discussion with Ms. Hope that indicated if the Council added \$300,000, the City could potentially attract firms that were more highly qualified in developing code. Allocating funds for this agreement may not be the best option if the Council makes a decision to add \$300,000. For example the company selected in this agreement does not have any attorneys on staff.

Councilmember Mesaros asked Ms. Hope how she wanted this to proceed. Ms. Hope said she preferred to move forward with this professional services agreement and then deal with any additional funding that may be approved. This firm is qualified; they have done codes for Ellensburg, Boise, Sammamish, Evergreen Way Plan, Tacoma, Chelan, Everett, Woodinville, Tumwater, Capitol Boulevard, Lacey, and Bellingham.

Councilmember Fraley-Monillas asked about the \$300,000 for the complete code rewrite. Councilmember Bloom answered that is the reason she wanted to discuss this in conjunction with the budget discussion. Councilmember Fraley-Monillas recalled the budget is pretty tight and it may behoove the Council to move forward knowing it may be difficult to identify \$300,000 in the budget. Councilmember Bloom reiterated this is a discussion for next week.

**UPON ROLL CALL, MOTION FAILED (3-3), COUNCILMEMBERS BLOOM AND PETSO AND COUNCIL PRESIDENT PRO TEM JOHNSON VOTING YES; AND MAYOR PRO TEM BUCKSHNIS AND COUNCILMEMBERS FRALEY-MONILLAS AND MESAROS VOTING NO.**

**COUNCILMEMBER MESAROS MOVED, SECONDED BY COUNCILMEMBER FRALEY-MONILLAS, TO APPROVE AGENDA ITEM D. UPON ROLL CALL, MOTION CARRIED (4-2), MAYOR PRO TEM BUCKSHNIS, COUNCIL PRESIDENT PRO TEM JOHNSON AND COUNCILMEMBERS FRALEY-MONILLAS AND MESAROS VOTING YES; AND COUNCILMEMBERS BLOOM AND PETSO VOTING NO.**

**ITEM E: DEPUTY DIRECTOR PARKS JOB DESCRIPTION AND SALARY RANGE APPROVAL**

As she mentioned at the work session, Councilmember Petso was not in favor of doing this at this time. She preferred to continue to fund the current deputy director on an acting/interim basis rather than create a new position short of a full reorganization of the Parks & Recreation Department and therefore will vote no on this item.

Councilmember Bloom said she will also vote no. She feared this would tie the Mayor's hands should he want to change who oversees the Human Resources Department in the future by locking in a position that is being created to free up Ms. Hite.

Parks & Recreation Director Carrie Hite clarified this is a not a new position, it is a promotion for the existing recreation manager. She relies on this position because she spreads her time to the Human Resources but also because there are a lot of project underway. Since she was hired the City has completed the Hazel Miller Plaza, Interurban Trail, received a grant for City Park and are in the process of rehabbing City Park, completed the PROS Plan and Community Cultural Plan, etc. This position has done a great deal of the community outreach and involving the public in the processes which she does not have the capacity to do even if she were not overseeing Human Resources. It is an efficient use of resources and does not have any budget impact this year.

Councilmember Petso asked if there were budget impacts in future years. Ms. Hite agreed it did.

Councilmember Fraley-Monillas asked whether this was a union position. Ms. Hite answered it was currently exempt and would continue to be a nonrepresented position. Councilmember Fraley-Monillas observed it could be changed in the future. Ms. Hite agreed.

**COUNCILMEMBER MESAROS MOVED, SECONDED BY COUNCILMEMBER FRALEY-MONILLAS, TO APPROVE AGENDA ITEM E. UPON ROLL CALL, MOTION FAILED (3-3), MAYOR PRO TEM BUCKSHNIS AND COUNCILMEMBERS FRALEY-MONILLAS AND MESAROS VOTING YES; AND COUNCILMEMBERS BLOOM AND PETSO AND COUNCIL PRESIDENT PRO TEM JOHNSON VOTING NO.**

#### **4. AUDIENCE COMMENTS**

**Maggie Fimia, Edmonds**, spoke in favor of moving forward with creating a Diversity Commission. She recognized a Diversity Commission will not magically eliminate discrimination and fear of those who are different, but it can provide a forum for increasing understanding and tolerance and encouraging participation by those who do not normally participate in civic events and processes. She referred to model ordinances for the cities of Kent, Federal Way, Lynnwood and Bellevue. She suggested the Diversity Commission do the following as a minimum:

1. Truly represent different segments of the diversity community.
2. Include goals and strategies that help the broader community understand and appreciate other cultures and ideas.
3. Include goals and strategies that help those new to the community assimilate and participate.
4. Include as part of its mission providing real opportunities to connect and cross paths with each other like an annual folk festival where all nationalities and cultures are encouraged to participate.
5. Find venues for telling the stories of people from diverse backgrounds and those who have been here for several generations, telling the stories of their ancestors.
6. Fund it.

She was encouraged the Council was getting ahead of this issue before any serious incidents take place.

**Emily Scott, Chair, Edmonds Historic Preservation Commission**, relayed their excitement with continuing to work with the City Council. She announced the 2015 Historic Edmonds calendar is available for free at City Hall, the Log Cabin and the Museum. She requested citizens limit themselves to 5 and businesses to 20.

**Emily Hill, Edmonds**, commented on the celebratory moment of the Council discussing the formation of a Diversity Commission. She recalled three months ago Edmonds residents proved by the outpouring of

support for the Edmonds Embraces Diversity Demonstration how generous they feel toward each other. Edmonds' proximity to SeaTac, the shores of Puget Sound and ferry and rail routes results in a diverse population. Senior Center, Edmonds School District and even a Facebook group Edmonds Moms lend a hand to those in need of food and shelter. She cited examples such as delegates from Edmonds traveling to China, the school district's education learning center, an art show for Washington artists with disabilities sponsored by Art Works and more ethnic restaurants. In Edmonds diversity happens naturally and kindness prevails. When the Council discusses the topic of forming a Diversity Commission later on the agenda, she reminded Edmonds is a willing community with experienced activist citizens who are excited to move forward in a positive way with encouragement from neighboring cities. She urged the Council to approve the formation of a Diversity Commission, assuring Edmonds residents are ready to roll up their sleeves and step forward.

**Stephen Clifton, Edmonds**, expressed support for the creation of a Diversity Commission and concurred with the previous speakers. He expressed his appreciation to Councilmembers Mesaros, Peterson, Buckshnis and Johnson for their action on April 15, 2014 to move the Five Corners roundabout project forward. Since the project was completed, he has heard from several friends who were once opposed to the roundabout now expressing support after using the intersection. He also expressed his thanks to Mayor Earling for his continued support of the project and ongoing leadership; Phil Williams, Rob English, Frances Chapin and the other Public Works staff who worked on the project for job well done; and Calvary Church for hosting the ribbon cutting festivities. The Five Corners roundabout is a great example of roundabouts known for improving safety and traffic efficiencies but also enhancing the overall beauty of intersections. The Five Corners roundabout is a great example that sometimes certain changes can be good for communities.

**Gail Ketzel, Edmonds**, spoke in support of creating a Diversity Commission. She pointed out many jurisdictions have chosen to create such commissions to engage individuals, neighborhoods and the community at large in outreach and education about the inclusion of every citizen while respecting their differences. She recognized many were raised with some biases, recalling her mother's caution about playing with classmates of color. She and her mother outgrew those fears and her son was less much affected. Although a Diversity Commission cannot cure legislate or mandate biases, it can open a door in the wall of alienation, it can be the education and outreach arm for both the dominant culture and minority cultures, be an advisory body to the Council, City and School Board and citizens, and hold educational and celebratory events that acknowledge differences and bring everyone together and strengthen the City. She hoped to see Edmonds become an even stronger and more inclusive City by engaging all its citizens; the act of creating a Diversity Commission would begin that process.

**Alvin Rutledge, Edmonds**, relayed former Finance Director Lorenzo Hines, who left Edmonds to be the Finance Director in Lynnwood, is now moving to Los Angeles, California. He announced the Carol Rowe Memorial Food Bank's food drive at IGA on December 12, 13 and 14.

**Ron Wambolt, Edmonds**, referred to Council discussion last week about the intersection of 196<sup>th</sup> & 88<sup>th</sup> discussed and numerous comments on My Edmonds News. He recalled the Council discussing this intersection at great length in 2007 when he was a Councilmember. In December 2007 a consultant hired to study the intersection recommended right turn only from 88<sup>th</sup> to 196<sup>th</sup> but a majority of the Council did not favor that option due to their preference for a traffic signal. Subsequently two Councilmembers and staff met with Washington State Department Transportation (WSDOT) in April 2008 but did not arrive at any agreeable solution. That intersection does not meet the warrants for a traffic signal; 5 accidents would have been prevented by a traffic signal in a 12 months period would be required to justify a signal. He suggested it would be beneficial for the Council and audience for the City's Transportation Engineer to make presentation regarding what can and cannot be done at that intersection. Next, he referred to a

\$30,000 decision package in the proposed budget to support the City's website afterhours. That was be money well spent as evidenced by the City's website being down this weekend.

**Mario Brown, Edmonds**, referred to the formation of a Diversity Commission. He explained his father is a Jew; his grandfather was one of the sole survivors in his family to escape Nazi Germany. At that time the United States would not accept Jews so he entered Cuba. As a result, Mr. Brown explained he is the son of a Caribbean Latino Jew. His maternal grandmother is Irish and Native American who had a child with a Fijian man. Growing up in Arkansas in the 40s, 50 and 60s, his mother fought against segregation. The reason his mother married a Jew was her neighbors, Auschwitz survivors, who bailed her out of jail told her she could repay them by marrying a Jew. His parents fought long and hard for him and his brothers to have a better life and now they get to live in Edmonds, a gift that does not happen to all people of color. He spoke in favor of forming a Diversity Commission and expressed his willing to serve on the commission. According to 2010 census, Edmonds has a 19.5% non-white population or 1 in 5 and of the 20%, 10% are foreign born. He encouraged the City Council to approve the formation of a Diversity Commission.

**Roger Hertrich, Edmonds**, relayed he left last week's study session to watch the meeting on TV because he was unable to hear the discussion occurring at the table. He suggested the Council do something with microphones or sit at the dais. He reiterated a question he asked last week, who was the City's contact person at BNSF. Mayor Pro Tem Buckshnis advised a meeting was scheduled but she was not certain who the BNSF representative was. Mr. Hertrich referred to Consent Agenda E, Deputy Director Parks Job Description and Salary Range Approval, and asked whether the person in that position had a degree in education, recreation, leisure management, business administration, etc. Although the job description allowed an equivalent combination of education, training and experience, he felt education should be a minimum requirement for an employee earning over \$100,000/year or the person should be working toward a degree.

**5. DISCUSSION AND ACTION REGARDING CITY COUNCIL EXECUTIVE ASSISTANT AND LEGISLATIVE ASSISTANT**

Mayor Pro Tem Buckshnis recalled a full-time legislative assistant was brought up during the last two budget processes. During the past year there have been very few agenda items generated by Councilmembers; some examples include the attorney contract, attorney evaluation, Tree Board investigative work on a moratorium, Woodway Police contract, Diversity Commission, ethics policy, code of conduct, etc. and most of those do not occur on a yearly basis. She suggested the executive assistant also serve as a legislative assistant to the Council utilizing the additional 20 hours per month.

Although he has supported a full-time position, Councilmember Mesaros was willing to try it as a half-time position. There were times he would like to obtain more information than was provided and a legislative assistant who could conduct research would make Councilmembers less reliant on staff. He encouraged Councilmembers to utilize the person in the position, envisioning if the individual is utilized to the fullest, by next year the Council will be asking for a full-time position.

Councilmember Fraley-Monillas agreed the Council needed some assistance. She noted the Council has changed dramatically over the years; for example she has updated/written code regarding parking, animals, etc. She relayed Councilmember Peterson's support for some form of a legislative assistant. She was willing to try using the current executive assistant in this capacity and see how it works. She referred to the difference between the duties of a legislative assistant compared to an administrative assistant and wanted to ensure Councilmembers understand the difference.

**COUNCILMEMBER FRALEY-MONILLAS MOVED, SECONDED BY COUNCILMEMBER MESAROS, TO MOVE FORWARD.**

Council President Pro Tem Johnson recalled her suggestion during the last two years to have a half-time legislative assistant. Anything that can be done to support the Council in being more effective and efficient is good for the entire City. She noted there are two separate issues, 1) restoring Ms. Spellman's hours to 20 hours/week, and 2) the legislative assistant position. She was in favor of a part-time legislative assistant and restoring Ms. Spellman to 20 hours/week.

**MOTION CARRIED UNANIMOUSLY.**

Mr. Taraday asked for clarification on what the motion means. Councilmember Fraley-Monillas relayed her intent was to follow the draft executive assistant/legislative assistant job description. From the discussion, Mr. Taraday relayed he was uncertain whether the motion was to create a new legislative assistant position or to restore the hours of the current assistant from 16 to 20. Councilmember Fraley-Monillas said she did not include restoring the hours because that is a personnel decision. Her motion was to approve an executive assistant/legislative assistant as outlined in the packet. Mayor Pro Tem Buckshnis referred to Attachment 4, 2015 Draft Spellman Agreement, and Attachment 5, Spellman 2015 Job Description.

**6. PUBLIC HEARING ON THE DRAFT HOUSING ELEMENT OF THE 2015 COMPREHENSIVE PLAN UPDATE**

Development Services Director Shane Hope provided background:

- Comprehensive Plans are key local policy documents
- Guided by GMA
- Under GMA, local governments must implement and be consistent with their Comprehensive Plans

She provided an overview of the process:

- Under GMA, Comprehensive Plans are subject to major review and update every 8 years
- Next Comprehensive Plan major update for Edmonds is due to the State mid-2015
- New planning horizon – 2035 instead of 2025

She described the approach to the 2015 update

- Primary focus – data update
- Update as needed
- Housekeeping changes (updating or clarifying items)
- Goals and policies – retaining general direction, with any minor language adjustments
- Add annual performance measures and date-specific actions steps (generally one per element) to monitor progress
  - Criteria for performance measures
    - Related to community sustainability
    - Related to implementing specific Comprehensive Plan element
    - Meaningful
    - Easy for City to track and report on each year
- Other changes for consistency
- Comprehensive Plan can generally be amended no more than once per year per State law
- Edmonds Comprehensive Plan is going through element-by-element review
- Adoption to be scheduled only after all draft updates of elements have been reviewed and final public hearings held
- Updating “Housing Element” – current topic

Ms. Hope described the Housing Element process:

- Presentation of housing data and discussion of Housing Performance Measure to Planning Board - September 24, 2014
- Planning Board discussion of draft Housing Element – October 22, 2014
- Presentation of housing data to City Council – October 28, 2014
- Planning Board recommendation – October 12, 2014
- City Council public hearing on Housing Element – December 2, 2014
- City Council study session on draft Housing Element – December 9, 2014

She reviewed draft Housing element changes:

- Updated census, housing and population targets data
- Removed outdated section on County's Comprehensive Housing Affordability Strategy
- Added partnership with Alliance For Housing Affordability
- Reformatted goals and policies
- Added one performance measure to track process
- Added one key "Implementation Step" to follow up on future housing needs

She highlighted information in the Housing Element regarding growth:

- Housing targeted to grow at an average annual rate of 0.6% per Snohomish County Tomorrow
- Annual growth rate from 2000-2010 was 0.5%

<b>City of Edmonds Housing Growth</b>				
<b>Census Year</b>	<b>Housing Units</b>	<b>Increase</b>	<b>Percent Increase</b>	<b>Avg Annual Income</b>
1980	10,702			
1990	12,245	1,543	21.0%	1.9%
2000	17,508	5,263	35.2%	3.1%
2010	18,378	870	5.0%	0.5%
Growth target: 2015	21,168	2,790	15.2%	0.6%

With regard to demographics, Ms. Hope displayed a chart illustrating the percentage of age groups in Washington, Snohomish County Edmonds under 20, 20 – 44, 45-64, and 65 and over. She noted the first baby boomers turned 65 in 2011; in 2035 baby boomers will be 71 to 89 years of age. She also displayed a chart of population growth for children 0-4, 5-9, 10-14 years of age 2000-2010 Edmonds, Snohomish County and Washington

The following table illustrates the minimum income required to afford housing in Edmonds

	Average Rent (With Utilities)	Minimum Income Required		Lowest Rent	Highest Rent
		Minimum Hourly Wage	Minimum Annual Wage		
Studio	\$833	\$16	33,320	\$46	\$1,187
1 Bed	\$887	\$17	\$35,480	\$662	\$1,521
2 Bed	\$1,097	\$21	\$43,880	\$777	\$1,916
3 Bed	\$1,679	\$32	\$67,160	\$1,094	\$4,215
4 Bed	\$2,545	\$49	\$101,800	\$1,947	\$4,347
5 Bed	\$2,844	\$55	\$113,760	\$2,276	\$3,771

She displayed a bar graph of home sales affordability in Edmonds 2008-2012 illustrating the percentage of homes affordable to each income level (extremely low, very low, low, moderate and middle). Housing affordability is an issue for rental as well as home sales. She reported on the projected housing need in Edmonds:

<b>Jurisdictions</b>	<b>Total Housing Unit Growth need</b>	<b>Under 30% AMI Housing Need (11% of Total)</b>	<b>30-50% AMI Housing Need (11% of Total)</b>	<b>50-80% AMI Housing Need (17% of Total)</b>
Edmonds	2,790	307	307	474

Ms. Hope reviewed Housing Element – Goals and Policies

- Goals and policies provide broad guidance for future
- Draft Housing Element update
  - Reformats
  - Updates some language
  - Retains goal and policy direction from current Comprehensive Plan
- Additions to encourage monitoring and implementation
  - Performance Measure: Report number of residential units permitted each year with goal of having 21,168 units total by 2035 or on average 112 additional dwelling units per year
  - Action Step: Develop a strategy by 2019 for increasing the supply of affordable housing and meeting diverse housing needs

Ms. Hope described next steps:

- Tonight public hearing
- City Council Study session on draft Housing Element for comments, questions, direction (December 9)
- Draft Housing Element to be brought back by mid-2015 as part of full Comprehensive Plan update (with more public process)

Councilmember Petso observed the median income for the Bellevue area was used to evaluate affordable housing rather than using Snohomish County's median income. She asked whether that may make housing in Edmonds less affordable because the median income in Bellevue is much higher. She asked why that choice was made and why Edmonds' median income was not used. Ms. Hope answered there are two pieces of housing data related to affordability, one uses only Snohomish County information; using only Snohomish County information the City still needs more affordable housing. If the greater Seattle region is used, and many people think of Edmonds as part of the greater Seattle region, the income level is higher but more affordable housing is still needed. The Affordable Housing Profile used the median income for the greater Seattle region which includes Seattle, Bellevue, Shoreline, Lynnwood and other cities in the region. Councilmember Petso asked whether Edmonds could use its own median income. Ms. Hope answered either the County or the greater Seattle region could be used.

Councilmember Petso referred to language added to the document regarding maximum efficiency in permitting. She wanted to ensure that did not mean efficiency to the point of eliminating public notice or appropriate plan review. Ms. Hope assured that was not the intent. Councilmember Petso asked why that language was being added and whether it was because the City was inefficient. Ms. Hope did not recall that language was added.

Councilmember Bloom referred to language about developing affordable housing by 2019. Ms. Hope clarified it was to develop a strategy by 2019 for what the City can do to encourage more affordable housing. She noted there are a number of things local governments can do such as partnerships, etc.

Councilmember Bloom asked whether it was necessary to include specific language regarding low income housing. Ms. Hope answered it was not necessary but it could be part of the strategy. Low income and special needs housing is included in affordable housing.

Councilmember Fraley-Monillas how much the strategy would cost the Development Services Department over time. Ms. Hope explained the reason staff recommended 2019 to the Planning Board and not 2015 or 2016 was to provide more time. She referred to the City's partnership with the Alliance for Housing Affordability (AHA) and perhaps others. Councilmember Fraley-Monillas asked about implementation, recognizing that low income housing takes staff time to monitor, etc. Ms. Hope envisioned implementation via partnership with other agencies, not for the City be the housing provider. Councilmember Fraley-Monillas relayed her understanding of Ms. Hope's explanation that the strategy would not cost staff a lot of time. Ms. Hope agreed, explaining staff will help develop a strategy, identify options, pros and cons, etc. by working with partners.

Mayor Pro Tem Buckshnis said she liked the changes that target affordability, special needs and seniors. She asked if the Housing Element will include the AHA. Ms. Hope answered the AHA is specifically identified in the draft Housing Element. Data from the Housing Profile prepared by AHA is included in the Comprehensive Plan; the Housing Profile will not be included in its entirety.

Mayor Pro Tem Buckshnis opened the public participation portion of public hearing. There were no members of the public present who wished to provide testimony and Mayor Pro Tem Buckshnis closed the public hearing.

7. **FINAL REPORT ON THE PERRINVILLE CREEK FLOW REDUCTION STUDY AND PRE-DESIGN PROJECT**

Stormwater Program Manager Jerry Shuster provided background on the Perrinville Creek Flow Reduction Study:

- 2013 budget included \$200,000 for the study
- Goal of study was to find ways to reduce the amount of stormwater entering Perrinville Creek
- Excessive stormwater causes a number of problems including upstream bank erosion, downstream flooding, sedimentation, loss of habitat and damage to private and public infrastructure
- May 2013 Council authorized acceptance of an \$189,000 grant with Department of Ecology to be added to the \$200,000 to do a pre-design on 2 projects to help reduce stormwater flow
- May 2013 Council approved contract with Tetra Tech to conduct the study
- June 2014 update to Council
- August 2014 public meeting/open house to present results of the study and recommended list of projects
- Tonight is information only, summary of work completed including a brief descriptions of the two projects for which pre-design was done with the grant from Department of Ecology

**Rick Schaefer, Senior Program Manager, Tetra Tech**, displayed a map of the Perrinville Creek Watershed and described the watershed:

- 764 acres
- Located in Edmond and Lynnwood
- Urbanized plateau in upper portion
- Steep ravine in lower portion

He described the project need:

- Elevated flow in the creek
- Channel scour
- Undermined slopes
  - Slope failures
  - Degraded habitat

- Water quality impacts
- Sediment deposition
- Risk of blocking culvert
- Fish impassable culvert
- Ongoing maintenance costs to remove sediment

He provided photographs of the upper eroding reaches and lower depositing reaches. He provided a flowchart of objectives/outcomes that illustrated the interconnectivity between controlling runoff, reducing high flows, and reducing channel scour, improving water quality, reducing flooding risk and frequency, protecting banks and slopes, stabilizing conditions for habitat, reducing sediment transport, protecting culvert from block and reducing maintenance frequency.

Mr. Schaefer described the solution approach:

- Facility retrofits (low-hanging fruit)
- Infiltrate where you can (where outwash is accessible)
- Detain and treat
- Consider a basin-specific redevelopment standard

He displayed a Peak Flow Duration Curve – Talbot Road that illustrated peak flow duration under the existing and retrofitted conditions. He displayed and reviewed a table illustrating flood risk in current conditions, under retrofitted conditions and the reduction in peak in years 2-100.

Mr. Schaefer advised the study includes 12 recommendations. He highlighted the projects for which pre-design was prepared:

- Seaview Park
  - Most effective project to reduce damaging flows in Creek
  - Intercepts runoff from over 50 acres of roadways and residences
  - Similar to facility installed in Hickman Park
  - Detention and infiltration
  - 120' x 60' under lawn
  - 7-foot diameter tanks
  - Provides water quality treatment before infiltration to outwash
  - 30% design, opportunity to refine
  - Sized to focus on certain storm events, can be configured to focus on more frequent storm events
  - Estimated performance under existing conditions and with proposed facility
  - Project cost estimate: \$845,000 (possibly less)
- 74<sup>th</sup> Avenue W
  - Located in Lynnwood
  - Collects runoff from 28 acres of streets and residential
  - Detention located below a portion of street and east shoulder
  - 6-foot diameter tanks
  - 150 x 15'
  - Soils do not allow infiltration
  - Baffles trap sediments near tank inlet
  - Performance under existing conditions and with proposed facility
  - Project cost estimate: \$445,000

He described opportunities to optimize existing facilities (low hanging fruit):

- Lynndale Park/Olympic View Drive Infiltration (Lynnwood)
- Blue Ridge Detention Pond (Lynnwood)

- Cost: \$22,000 each

Mayor Pro Tem Buckshnis asked how Edmonds could get Lynnwood to do the three projects. Mr. Shuster answered Lynnwood has been a partner since the beginning; they come to a lot of the meetings and have provided data. One of Lynnwood's staff expressed their willing to do the inexpensive project more maintenance fixes themselves with their funds. For example, raising the outlet to the stormwater ponds to provide additional storage. The other projects will be more difficult to accomplish because there are no flooding, sedimentation or water quality issues in Lynnwood. Lynnwood is beginning an update of their Stormwater Comprehensive Plan so there is opportunity to influence that plan. Mayor Pro Tem Buckshnis asked about the possibility of an interlocal agreement. Mr. Shuster agreed that was possible. He noted 60% of the watershed was located in Lynnwood; there may be other issues on which Lynnwood needs Edmonds' help.

Council President Pro Tem Johnson recalled when the City was doing the Talbot Road project there was a bypass pipe proposed for this area. This is much better because it considers more natural systems, use of right-of-way and parkland. She asked what could be done to improve Brown's Bay and the outfall pipe above Talbot Road once these improvements were complete. Mr. Shuster referred to the executive summary of the full report that refers to improving habitat from Brown Bay to Talbot Road. That is all private property and nothing can be done without the have cooperation of the property owners. Reducing stormwater and corrosive flows in the creek is a first step. Mr. Schaefer agreed, explaining until stable conditions are created, any habitat improvements made downstream would either be blown out or buried.

Councilmember Mesaros observed there were 12 project recommendations. He asked how staff would prioritize the list. Mr. Shuster answered the first would be Seaview Park because it is relatively easy to implement because the City owns the park. He submitted a grant application to the Department of Ecology for 75% of the cost to complete design and construct the project. Next would be three projects in Lynnwood that modify ponds which are relatively inexpensive and would produce a good result. The report presents a strategy/plan with 12 projects that will have the best impact. The current draft Capital Improvement Plan includes funds in the next six years to implement the plan.

Councilmember Petso asked whether meaningful environmental or flood prevention could be accomplished in other areas of the City using this approach. Mr. Shuster answered yes and asked if she had a particular area in mind. Councilmember Petso suggested Shell Creek, noting there were other areas that potentially could benefit from the concept of using right-of-way and/or parkland for detention/infiltration facilities. Mr. Shuster agreed parks and other publicly owned lands are ideal for detention/infiltration.

Councilmember Petso asked whether there were locations where it would be beneficial to acquire additional land for such a facility. Mr. Shuster answered the most beneficial would be acquiring land that has a creek running through it and restore it. Councilmember Petso asked whether any of these techniques would be helpful in Lake Ballinger. Mr. Shuster answered the Lake Ballinger Watershed is much larger but it probably could.

## **8. DISCUSSION REGARDING A DIVERSITY COMMISSION**

Mayor Pro Tem Buckshnis thanked Tere Rider for providing information from Lynnwood. The packet contains a chart comparing Diversity Commissions in different cities, Lynnwood's ordinance and a resolution the Council previously considered or possibly approved. She favored the language in Lynnwood's ordinance and having nine members such as Kent, Federal Way and Lynnwood.

Councilmember Mesaros agreed this was a project that needed to move forward. Although it was helpful to see examples from other cities, he said Edmonds should have been a leader in this matter. A Diversity Commission will be beneficial for Edmonds and will help the City's richness grow.

Councilmember Fraley-Monillas asked what further direction was needed if the Council already passed a resolution to create a Diversity commission. City Attorney Jeff Taraday advised an ordinance is necessary to create a Diversity Commission; it would be codified in Title 10 along with other boards and commissions.

**COUNCILMEMBER FRALEY-MONILLAS MOVED, SECONDED BY COUNCILMEMBER MESAROS, TO DRAFT AN ORDINANCE CREATING A DIVERSITY COMMISSION.**

Mayor Pro Tem Buckshnis recalled the resolution was referred to a Council committee for review. Mr. Taraday suggested the Council provide specifics regarding the number of commissioners, etc. Absent that direction he would model the ordinance based on other commissions and the Council could amend it.

Councilmember Fraley-Monillas suggested each Councilmember appoint a commissioner. Mr. Taraday asked about mayoral appointments.

Mayor Pro Tem Buckshnis suggested staggered 3 year terms.

Councilmember Bloom preferred to have more than seven commissioners. To achieve the appropriate balance, she suggested the Council as a whole review the applications, interview and select members. If each Councilmember chooses a member, there may not be an appropriate balance.

Councilmember Fraley-Monillas commented Councilmembers all have different backgrounds, history and experience; features that were important to one Councilmember may not be as important to another.

Mayor Pro Tem Buckshnis suggested 11 members, each Councilmember appoint 1 and the Council select the remainder as a group.

Councilmember Mesaros suggested each Councilmember appoint one member and the Mayor provide recommendations for four that the Council then confirms.

Council President Pro Tem Johnson recommended identifying the responsibilities, their mission and what the Council wants to accomplished before the commission is formed. When a Diversity Commission was discussed in 2011, there were two ideas, focus on high school students and focus on the community at large. Another option would be to allow the commission to develop their own charger, goals and accomplishments.

Councilmember Fraley-Monillas suggested at least two Councilmembers participate in the Diversity Commission at least initially.

Mayor Pro Tem Buckshnis referred to Lynnwood's mission for the commission that includes the annual Martin Luther King celebrations, stand against racism, host biannual educational forums, sponsor community events, multicultural events, advise the mayor and city council and outreach to the community. Federal Way and Kent's ordinances also identify the commission's responsibilities. She asked whether the mission statement would be developed by the commission. Mr. Taraday answered it depends on how the Council wants to set it up. The Council could create and appoint the commission and task them with developing goals and objectives for review and approval by the City Council.

Councilmember Mesaros referred to Section 2.58.020 in Lynnwood's Diversity Commission ordinance that describes the duties of the commission: the commission is hereby declared to be an advisory body of the city of Lynnwood whose duties shall be to monitor demographics trends in our city and to identify and recommend to the mayor and city council ways to encourage mutual understanding among our citizens about the increasing demographic diversity of our city through, but not limited to three items. He suggested this was starting description and provided a framework to do more. He suggested using the description of duties in Lynnwood's ordinance.

Councilmember Fraley-Monillas commented there was also some good information in Snohomish County and the State's regulations regarding Diversity Commissions.

Councilmember Mesaros suggested the members of the former Personnel Committee work with Mr. Taraday on an ordinance regarding a Diversity Commission. Councilmember Fraley-Monillas pointed out one of the members would be leaving the Council soon.

Mayor Pro Tem Buckshnis noted some ordinances refer to nine members appointed by the City Council. She asked whether the Council wanted to appoint all the members or allow the Mayor to make some appointments.

Councilmember Fraley-Monillas suggested discussing the number of members, appointments, etc. at a study session. Mayor Pro Tem Buckshnis suggested that be done tonight as there was time on the agenda.

Councilmember Mesaros suggested combining Councilmember Bloom's suggestion for the Council to appoint some of the members as a group to ensure a balance and Councilmember Fraley-Monillas' suggestion for each Councilmember to appoint one member to create a broader state of inclusion. He suggested the members the Council appoints as a group be recommended by the Mayor.

Councilmember Petso inquired about staff support for the Diversity Commission. Ms. Hite relayed in discussions with Mayor Pro Tem Buckshnis and Councilmember Peterson she offered to help figure out the commission. She was uncertain the Parks Department had the capacity to staff the commission. She recommended the Council discuss how the commission could be staffed and supported and suggested a budget be established if the Council intended to have the commission hold events/celebrations. She suggested forming a task force of citizens who spoke in support of a Diversity Commission to assist with forming a commission.

Council President Pro Tem Johnson supported the idea of a task force to allow community members who spoke in favor of a Diversity Commission to present a proposal to the Council within six months. Council President Buckshnis hoped that could be accomplished sooner than six months.

Councilmember Bloom agreed with the idea of task force, suggesting it not be limited only to the people who spoke tonight but also include others in the community. She agreed with identifying funds for a minute taker, for events, etc. She recalled not having dedicated staff support was one of the early problems with the Tree Board.

Mayor Pro Tem Buckshnis asked who would be in charge of the task force. Ms. Hite said she would be happy to assist. Councilmember Petso and Mayor Pro Tem Buckshnis offered to assist with the task force. Council President Pro Tem Johnson referred to a \$20,000 budget proposal for board and commission support.

Councilmember Mesaros suggested deferring further action until after the task force presents a proposal.

If the Council favors the task force concept and Ms. Hite is tasked with overseeing that process, Mr. Taraday suggested letting the task force do its work and make a recommendation to the Council regarding an ordinance rather than adopting an ordinance first.

**COUNCILMEMBER FRALEY-MONILLAS WITHDREW HER MOTION WITH THE AGREEMENT OF THE SECOND.**

Ms. Hite requested the Council discuss the formation of the task force. In addition to Councilmember Petso and Mayor Pro Tem Buckshnis, she noted Councilmember Peterson has also expressed interest in the Diversity Commission.

Councilmember Mesaros suggested the Council delegate the composition of the task force to the interested Councilmembers and Ms. Hite.

Mayor Pro Tem Buckshnis summarized the Councilmembers and Ms. Hite will put together a task force and return to the Council with a recommendation.

Council President Pro Tem Johnson asked whether the traditional method would be used to seek task force members such as advertising and candidates submit applications for review. Mayor Pro Tem Buckshnis suggested the task force be similar to the Metropolitan Park District where citizens were invited to participate. Ms. Hite explained applications were not sought for the Metropolitan Park District; a press release was issued as well as targeted recruitment and everyone was welcome to participate. She suggested a concentrated effort so there would be 8-10 people who could do efficient work and bring perspective to the table in creating the commission. She envisioned a brief application process; Councilmembers Petso, Buckshnis and Peterson could vet those and bring their selection to the Council to begin the task force.

Councilmember Fraley-Monillas commented creating a task force would necessitate reaching people for whom English may not be their first language and a notice in the Beacon or online would likely miss a lot of people. She suggested assembling a handful of people on the task force who are active and engaged such as people who attended the rally or who were in the audience tonight. The City could then advertise to reach people with different backgrounds for the commission.

Ms. Hite suggested Councilmembers Petso Buckshnis and Peterson and she draft a process for the task force and make a recommendation to Council.

**9. DISCUSSION REGARDING STUDY SESSIONS**

Mayor Pro Tem Buckshnis relayed she has been working on the study session format; a number of issues have arisen that need to be addressed including the microphones, uncomfortable chairs and the configuration of the tables. She invited Council input on how study sessions could be improved.

Councilmember Fraley-Monillas said although she likes the study session format, she does not care for the logistics and there are a lot of bugs that need to be worked out. She liked the freer, more open process and less formal format where Councilmembers can see each other and the screen. She noted there was value in having study sessions but she was not entirely satisfied with the format as someone always had their back to the audience or the screen.

Councilmember Petso liked the less formal discussions and felt the workshop sessions were great. She suggested the Council consider Councilmember Mesaros' idea about retaining committees on the second Tuesday, a study session on the fourth Tuesday and if necessary a study session following the committee meetings on the second Tuesday regarding bigger issues. She noted tonight the Council spent a great deal

of time on the authorization to hire someone to do the development code update which Councilmember Bloom had less than four days to review, it was not routine, did not go through committee and the public had limited information. She suggested it may be the best of both worlds if the Council returned to committees and study sessions; the routine items could be reviewed by committee and then scheduled on Consent Agenda and the Council can meet together to discuss bigger issues.

Councilmember Mesaros agreed with Councilmember Petso, suggesting a study sessions on the fourth Tuesday and 1½ hour committee meetings on the second Tuesday followed by a study session for larger topics. Committee meetings could start at 6:00 p.m. with the study session beginning at 7:30 p.m.

Councilmember Bloom recalled the Parks, Planning & Public Works Committee had a large number of items, the Public Safety & Personnel Committee had the fewest and the Finance Committee was somewhere in between. She suggested moving Parks into the Public Safety & Personnel Committee. That would also allow Ms. Hite to present more topics to one committee. Ms. Hite commented Parks also works with Engineering on capital project management which could present a logistics issue but she would support it as an option.

For Councilmember Fraley-Monillas, Councilmember Bloom clarified there would still be three committees meeting in separate rooms, Planning & Public Works; Public Safety, Parks & Personnel and Finance. Councilmember Fraley-Monillas commented the taped study sessions are more transparent; the only way for citizens to learn what happens in a committee meeting is to attend the meeting. She was concerned the Council would end up in same situation where the committee meetings were not transparent, topics were discussed repeatedly at the committee level before being forwarded to the Council and then the same questions were asked by the full Council.

Mayor Pro Tem Buckshnis agreed with Councilmember Fraley-Monillas. She relayed it was doubtful the Council could get to the point of two study sessions and two business meetings per month; it was more likely there would be one study session per month. She liked the committees but felt it better to have the items discussed by the Council as a whole and in front of the cameras. She suggested the Council continue with the study sessions a little longer; many citizens like the opportunity to see all the discussions on TV.

Councilmember Petso envisioned transparency would be improved by returning to the committee structure for certain items. For example when the committee structure was in place, the Finance Director on tape reviewed the monthly and quarterly Financial Reports while several citizens watched before it was placed on the Consent Agenda. In the recent months, the Financial Report has been approved on the Consent Agenda, the TV audience does not hear any discussion and there is no presentation from the Finance Director. Because the Finance Reports are part of a larger agenda, she questioned how much time Councilmembers had to devote to the reports. Conversely if it was on the Finance Committee's agenda, the Councilmembers assigned to that committee had an opportunity to talk to the Finance Director and could schedule it on the Consent Agenda with additional information or the full Council. She summarized Councilmembers have an opportunity to look at items in more detail if they are only reviewing one third of the items.

Councilmember Bloom commented she has been spending more time reviewing Council packets. For example, two items were pulled from tonight's Consent Agenda. The item she pulled needed further discussion. If the committee structure had been in place, that item would have been reviewed by the Parks, Planning & Public Works Committee. Without the committee structure, there is no screening of items. The committees also allowed citizens to listen and be involved on a more personal level that cannot occur at Council meetings; the committee meetings are taped and detailed minutes are taken of all committee meetings. She summarized Council meetings have been much more stressful and much longer

with the new structure. Mayor Pro Tem Buckshnis commented the longer Council meetings are also due to it being the end of the year. Councilmember Bloom said Councilmembers are actually spending more time because committees are not spending dedicated time screening items and passing it on to the Council.

Councilmember Fraley-Monillas remarked the study session format had only been tried for a couple of months, acknowledging there were some bugs to work out. In the previous committee structure, 2-3 citizens had the opportunity to ask questions in the Finance Committee or hear what was going on. The Finance Director could make a presentation to the full Council regarding the Financial Report so the Council and all citizens have an opportunity to hear that information. She summarized it was more transparent to have everything televised versus done in committee.

Council President Pro Tem Johnson commented there is an advantage to having directors directly speak to Councilmembers. If Councilmembers were provided the presentations in the packet or hardcopy they would not need to turn to look at the screen. The study sessions provide an opportunity for Councilmembers to talk in a less formal environment. She preferred continuing the study session format into the new year and discuss any possible changes at the Council retreat in February. She noted there was not enough time to change the format before the end of the year as the Council needed to complete review and adoption of the budget and the CIP/CFP. This was the way that most cities conduct their business and lacking a separate room, this was the best the Council could do for now.

Councilmember Mesaros commented tonight was a good example of the reason for committees. It would have been preferable to refer the formation of the Diversity Committee to a committee to work with Ms. Hite. He summarized the committees make the work of the Council more efficient and it is still an open process.

Councilmember Petso observed a motion to reestablish committees tonight likely would fail with a 3-3 vote. She hoped the Council would reestablish the committee structure in the future and that the practice of scheduling items the Council has not seen before on the Consent Agenda would cease. She noted Consent Agenda Item C, Authorization for the Mayor to Sign the Agreement to Provide Swim Lessons to Third Grade Students, was an example of an item that would have previously been reviewed by committee. Staff would have given a presentation and responded to questions such as the City's liability. If the committee structure is not reestablished, she recommended items be reviewed at a study session prior to scheduling them on the Consent Agenda.

Mayor Pro Tem Buckshnis commented at the end of year there are many items that take a lot of time. In the future Mr. James will be making a presentation on the financial reports.

**COUNCILMEMBER PETSO MOVED, SECONDED BY COUNCILMEMBER BLOOM, COMMENCING IN JANUARY THE SECOND TUESDAY BE A COMBINED COMMITTEE/STUDY SESSION NIGHT.**

**COUNCILMEMBER MESAROS CALLED FOR THE QUESTION. DIED FOR LACK OF A SECOND.**

Councilmember Bloom commented the study session format has not worked and no amount of trial period will make it work. There are things on the Consent Agenda that have not been reviewed and extra time is required to review information in the Council packet. When the committees were in place, she trusted Councilmembers to review items. She preferred to return to the committee structure where there was more review and deliberation. Another possibility would be to have one committee meeting videotaped each month.

Mayor Pro Tem Buckshnis commented she preferred to continue the study session format into the new year, remarking the last three months have not been typical due to the budget, the CIP/CFP and the end of the year. To Councilmember Petso, she pointed out the agreement to provide swim lessons is a renewal of an existing program.

**COUNCILMEMBER FRALEY-MONILLAS-MONILLAS CALLED FOR THE QUESTION MOVED, SECONDED BY MESAROS. MOTION FAILED (3-3), MAYOR PRO TEM BUCKSHNIS AND COUNCILMEMBERS FRALEY-MONILLAS AND MESAROS VOTING YES; AND COUNCILMEMBERS BLOOM AND PETSO AND COUNCIL PRESIDENT PRO TEM JOHNSON VOTING NO.**

If the Council is not prepared to take action on an item on the Consent Agenda, Council President Pro Tem Johnson suggested an option would be to postpone it to a study session the following week. She tries to read everything regardless of whether it was in her committee so she did not feel the committees were a time saver. It was to her benefit to hear what everyone has to say about an agenda item.

Councilmember Bloom referred to Council President Pro Tem Johnson's suggestion and said she tried to do that tonight, to get the Council to delay a decision on the code rewrite and it failed. That is not a reasonable suggestion if Councilmembers will not support a request for a delay.

Councilmember Fraley-Monillas suggested it may have been the way the request was made; if Councilmember Bloom had requested it be postponed to next week, it may have been approved.

**UPON ROLL CALL FAILED (3-3) COUNCILMEMBERS BLOOM, MESAROS AND PETSO VOTING YES; AND MAYOR PRO TEM BUCKSHNIS, COUNCIL PRESIDENT PRO TEM JOHNSON AND COUNCILMEMBER FRALEY-MONILLAS VOTING NO.**

Councilmember Fraley-Monillas inquired about the procedure for a motion to reconsider. Mr. Taraday advised approval of a motion to reconsider requires a majority vote.

**COUNCILMEMBER PETSO MOVED, SECONDED BY COUNCILMEMBER BLOOM, TO DEFER AWARD OF THE CONTRACT TO MAKERS FOR THE CODE REWRITE UNTIL A STUDY SESSION.**

Mr. Taraday explained a motion to reconsider must be made by someone on the prevailing side. Councilmember Petso questioned that advice and requested a brief recess to research it.

Mayor Pro Tem Buckshnis declared a brief recess.

Councilmember Petso relayed Mr. Taraday was correct and she could not make a motion to reconsider as she voted against the original motion.

**COUNCILMEMBER PETSO WITHDREW HER MOTION WITH THE AGREEMENT OF THE SECOND.**

10. **MAYOR'S COMMENTS** – None

11. **COUNCIL COMMENTS**

Student Representative Eslami remarked the Council's discussion tonight was fun to watch.

Councilmember Fraley-Monillas reported her son, adopted daughter and she had a great time at the tree lighting ceremony although it was very cold.

Councilmember Mesaros reported he gave the greeting at the tree lighting ceremony on behalf of the City. The event was fun and attended by approximately 1,500 people. He relayed Councilmember Peterson was also at the tree lighting ceremony.

Council President Pro Tem Johnson reported she enjoyed the tree lighting ceremony.

Councilmember Petso reported the Edmonds Public Facilities District and Edmonds Center for the Arts Boards are having a joint retreat. Further information can be obtained by contacting the ECA's Executive Director Joe McLalwain.

Mayor Pro Tem Buckshnis commented it was warmer in Green Bay than in Edmonds. She announced Councilmember Peterson's last day will be January 6, 2015. She was sad to see him go. A process to select a new Councilmember will begin soon.

**12. CONVENE IN EXECUTIVE SESSION REGARDING PENDING OR POTENTIAL LITIGATION PER RCW 42.30.110(1)(i)**

This item was not needed.

**13. RECONVENE IN OPEN SESSION. POTENTIAL ACTION AS A RESULT OF MEETING IN EXECUTIVE SESSION**

This item was not needed.

**14. ADJOURN**

With no further business, the Council meeting was adjourned at 9:45 p.m.